



PTOS3359

PATENT
ATTY. DOCKET NO. 03375-003001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kristoph D. Krug et al.
Serial No.: 07/566083
Filed: August 10, 1990
For: DEVICE AND METHOD FOR INSPECTION OF
BAGGAGE AND OTHER OBJECTS

Commissioner of Patents and Trademarks
Washington, D.C. 20231

DECLARATION OF JOHN N. WILLIAMS

I, John N. Williams, declare that:

1. This declaration supports the enclosed Petition to Correct Inventorship under 37 C.F.R. Section 1.48(a). To the extent that the following declaration relates to acts of persons other than the declarant, the declaration is made on information and belief.

2. Kristoph D. Krug, Jay A. Stein and Adam L. Taylor are employees of Vivid Technologies, Inc. (Vivid), record assignee of this application.

3. The error in omitting to name Adam L. Taylor as a joint inventor of inventions covered by claims of the present application was made without deceptive intent.

4. On December 7, 1989, Jay A. Stein and Kristoph D. Krug first informed me of subject matter on which the present application is based. During that conversation it was planned that Mr. Krug and Dr. Stein would refine the algorithm being employed and I would then meet with them to receive a detailed disclosure.

5. On January 25, 1990, I met with Kristoph D. Krug, Jay A. Stein, and Paul Hurd, Director of Operations of Vivid

Technologies, to receive the further disclosure and to initiate the preparation of an application. I came away from the meeting with the understanding that Messrs. Stein and Krug were the inventors of the subject matter that had been disclosed to me.

6. A draft application was prepared by me and my assistant Randall Furlong based upon my conversations and correspondence with Kristoph D. Krug and Jay A. Stein, a draft forwarded to me by Paul Hurd on March 15, 1990, and further materials provided to me by Kristoph D. Krug.

7. In the course of this work, a first draft of the patent application was prepared and sent by me to Kristoph D. Krug and Jay A. Stein for review. It was revised several times based on further information supplied by Messrs. Krug and Stein.

8. In early August 1990, I was informed by Mr. Krug that the application should be filed immediately and that Dr. Stein was away. We determined to file the application without signature. I listed as joint inventors the names I had previously received, Kristoph D. Krug and Jay A. Stein. I was not acquainted with Mr. Taylor and was unaware that he might be a co-inventor.

9. Copies of the application as filed were sent to Messrs. Stein and Krug on August 15, 1990, and to Paul Hurd on August 29, 1990. On September 10, 1990, a copy of the application, along with the Combined Declaration and Power of Attorney, listing Messrs. Krug and Stein as joint inventors, were sent to Dr. Stein with the request that he and Mr. Krug carefully

review the application documents, and if correct, sign the pertinent documents.

10. On September 21, 1990, Dr. Stein called and said Adam L. Taylor might also be an inventor and that the matter was being investigated during review of the application.

11. On December 4, 1990, I was informed by Dr. Stein that he and Mr. Krug had reviewed the application and the inventorship question, that they agreed that Adam L. Taylor had contributed inventively to claims of the application and that Mr. Taylor concurred.

12. I thereupon investigated the matter and on the basis of information I received, I concluded that Adam L. Taylor was a co-inventor with Kristoph D. Krug and Jay A. Stein of claims of the pending application.

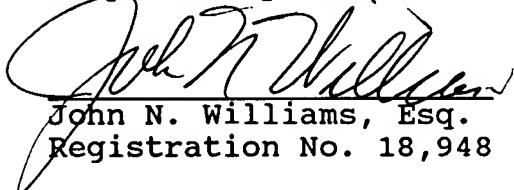
13. Therefore, I am filing the attached Petition to Correct Inventorship Under Section 1.48(b) and the attached supporting documents.

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may

jeopardize the validity of the application or any patents issued thereon.

Signed: FEB 1 1 1991

Respectfully submitted,


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20231, on 2/11/91.

